

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

F043399 People v. Martinez

Cause called and argued by Stephen Greenberg, Esq., counsel for appellant. Jesse Witt, Esq., Deputy Attorney General, counsel for respondent did not respond to oral argument questionnaire.

Cause ordered submitted.

Court recessed until Tuesday, August 16, 2005 at 10:00 A.M.

F048117 Monique F. v. Superior Court Madera; Department of Public Welfare

The petition for extraordinary writ is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044239 People v. Avenida

The judgment is affirmed. Dawson, J.

We concur: Harris, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045211 People v. Ramos

The judgment is reversed and remanded to the trial court for a *Marsden* hearing as explained above. Depending on the showing made at the hearing, the trial court will reinstate the judgment or conduct further proceedings as is appropriate. Buckley, J.

We concur: Dibiaso, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046082 People v. McKenzie

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F046082 People v. McKenzie

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044921 People v. Garcia et al.

F045040 People v. Clough

The judgment is affirmed. Dawson, J.

We concur: Wiseman, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045545 Wilkins v. Weber Motors Fresno, Inc. et al.

The order denying the motion to compel arbitration is reversed.

The superior court is directed to enter a new order granting the motion.

Defendants shall recover their costs on appeal. Dawson, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046026 People v. Rodriguez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F046026 People v. Rodriguez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]